IN THE HIGH COURT OF JUDICATURE OF BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.809 OF 2004

Shabbir Aihamat Jalil Aihamat Shaikh. ..Appellant.
(org.Accused No.3)

V/s.

1. The State of Maharashtra & Ors. ..Respondents.

WITH

CRIMINAL APPEAL NO.638 OF 2004

Pralhad Motiram Gharat & Anr. ..Appellants.
(org.Accused Nos.5 & 6)

V/s.

State of Maharashtra ..Respondent.

Mr.D.A.Nalawade, for appellant in Appeal No.809/2004.

Mr.M.K.Kocharekar, for appellants in Appeal No.638/2004.

Mr.K.V.Saste, APP for Respondent-State.

CORAM: A.M.KHANWILKAR,J

DATE : DECEMBER 8, 2006.

P.C. :

1. For the reasons separately recorded in the Judgment pronounced in open court today, following operative order is passed.

. Accordingly, both these appeals succeed. The impugned Judgment and order passed by the trial Court is set aside to the

extent of recording of finding of guilt against the accused No. 3 as well as Accused Nos. 5 and 6. These three accused are acquitted of the charges levelled against them and are therefore, ordered to be set at liberty forthwith, unless required in connection with some other offence.

. All concerned to act on the copy of the operative order passed by this court to be issued duly authenticated by the office.